

# **EXHIBIT 52**

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**To:** [UberWaymoMoFoAttorneys](#); [BSF\\_EXTERNAL\\_UberWaymoLit](#); [Uber-sg@LISTS.SUSMANGODFREY.COM](#); ["John Cooper"](#); [Matthew Cate](#)  
**Cc:** [QE-Waymo](#)  
**Subject:** Waymo v. Uber Discovery  
**Date:** Wednesday, November 29, 2017 10:52:20 PM

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Counsel:

I write regarding the Court's orders of yesterday and today regarding additional discovery. The Court ordered Uber to provide the following by Monday at noon:

- Ed Russo's presentation that he testified about on November 27, or confirmation that it does not exist. (11/27/17 Hearing Tr., 114:16-22) As we noted previously, Mr. Russo indicated that he may have shown the presentation to his boss or bosses boss so, at a minimum, they should be consulted as to whether they have it.
- A list of all of the Uber vendors "who had anything to do with non-attributable devices or had anything to do with ephemeral anything." (11/27/17 Hearing Tr., 147:1-4)
- "All documents in the entire company that have anything to do with ephemeral, anything to do with non-attributable devices, or anything to do with using contrived attorney-client privilege." (11/27/17 Hearing Tr., 147:10-15)
- An inventory of all of the non-attributable devices and who had them from December 1, 2015 to the present. (11/27/17 Hearing Tr., 153:21-155:8)
- An inventory of the Wickr accounts and who had them from December 1, 2015 to the present, as well as any other self-deleting communication system. (11/27/17 Hearing T., 153:21-156:10)
- Mr. Jacobs' personnel file, including his performance review (11/28/17 Hearing Tr., 156:10-11)

We expect that, to the extent Uber uses electronic searches to search for responsive documents, those searches will include everyone in the SSG and MA groups (including their predecessor groups), as well as other appropriate custodians. Please provide us with the list of custodians and any search terms Uber intends to use. Uber's searches, however, should not be limited to only search terms.

We will have additional document requests as well.

As for depositions, we will take depositions of at least the following individuals:

Richard Jacobs  
Clayton Halunen  
Ed Russo  
Matt Henley

Nick Gicinto  
Joe Sullivan  
Craig Clark  
Kevin Maher  
Jake Nocon  
Shawnee Delaney  
Salle Yoo  
Travis Kalanick  
Lior Ron  
Joe Spiegler  
David Bonderman  
Ariana Huffington

By tomorrow, please let us know which of these individuals are represented by Uber's counsel and which we should contact directly. For those not represented by Uber's counsel, please provide any contact information you have for them, including the contact information of any counsel Uber is aware that they have. We will meet and confer regarding the scheduling of these depositions. We also intend to serve a 30(b)(6) notice for a deposition of Uber relevant to the topics revealed in the Jacobs letter. We will provide that separately.

This list of discovery and depositions is not exhaustive, but given the expedited schedule we are providing our preliminary list of discovery now.

Thanks,  
Andrea

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